

REMARKS

This is a full and timely response to the outstanding non-final Office Action mailed August 7, 2006. Reconsideration and allowance of the application and pending claims are respectfully requested.

I. Claim Rejections - 35 U.S.C. § 102(b)

Claims 4 and 5 have been rejected under 35 U.S.C. § 102(b) as being anticipated by *Wang, et al.* (“Wang,” U.S. Pat. No. 6,035,055). Applicant respectfully traverses this rejection.

As indicated above, each of Applicant’s remaining independent claims has been amended through this Response. In view of those amendments, Applicant respectfully submits that the rejections are moot as having been drawn against the claims in a previous form. Applicant therefore requests that the rejections be withdrawn.

Turning to the merits of the Wang reference, Applicant notes that Wang does not teach identifying a location within an image. Clearly, Applicant’s recitation of a “location” does not mean a subject’s eyes as taught by Wang. Regardless, Applicant has amended claim 4 to explicitly recite a “location at which the image was captured”. Wang certainly does not teach capturing an image “at” a subject’s eye.

II. Claim Rejections - 35 U.S.C. § 103(a)

A. Rejection of Claims 4, 7-15, and 27

Claims 4, 7-15, and 27 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over *Fuller, et al.* (“Fuller,” U.S. Pat. No. 6,877,134) in view of *Wang*. Applicant respectfully traverses this rejection.

Applicant again notes that each of Applicant's remaining independent claims has been amended through this Response. In view of those amendments, Applicant respectfully submits that the rejections are moot as having been drawn against the claims in a previous form. Applicant therefore requests that the rejections be withdrawn.

Turning to the merits of the applied references, Applicant notes that neither of the references teaches or suggests identifying within an image a recognized location at which the image was captured. Although the Examiner claims that Fuller teaches such recognition in column 4, line 15, Applicant notes that Fuller only describes "visual analysis." Nowhere does Fuller state that such analysis is used to determine a location at which the image was captured. Regarding Wang, which is also relied upon by the Examiner as teaching identifying a recognized location, Applicant refers back to the discussion of claim 4 above. Applicant therefore submits that the references do not render claims 4, 7, or 13, or their dependents, obvious.

B. Rejection of Claims 16-18

Claims 16-18 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over *Fuller* in view of *Wang* and further in view of *Li, et al.* ("Li," U.S. Pat. No. 5,734,893). Applicant respectfully traverses this rejection.

Applicant notes that independent claim 16 has been amended through this Response. In view of that amendment, Applicant respectfully submits that the rejections are moot as having been drawn against the claims in a previous form. Applicant therefore requests that the rejections be withdrawn.

Turning to the merits of the references, Applicant submits that none of the references teach or suggest "meta-data having been generated by applying a predefined image analysis algorithm

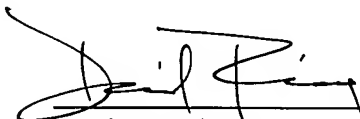
to a digital representation of an image to identify within the image a recognized location at which the image was captured” at least for reasons described above. Applicant therefore submits that the references do not render claims 16-18 obvious.



CONCLUSION

Applicant respectfully submits that Applicant's pending claims are in condition for allowance. Favorable reconsideration and allowance of the present application and all pending claims are hereby courteously requested. If, in the opinion of the Examiner, a telephonic conference would expedite the examination of this matter, the Examiner is invited to call the undersigned attorney at (770) 933-9500.

Respectfully submitted,


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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Assistant Commissioner for Patents, Alexandria, Virginia 22313-1450, on

10-18-06
Mary M. Leper
Signature